

**UNITED STATES DISTRICT COURT**  
for the  
District of South Carolina

Justin Tyler Herring,

*Plaintiff*

v.

Civil Action No.

1:20-cv-02909-MBS

South Carolina Department of Corrections; Associate  
Warden Gary Leamon *Associate Warden of*  
*Programs in his individual capacity*; Turbeville  
Correctional Institute *in their official capacity as*  
*Turbeville Correctional Institution,*

*Defendants.*

**JUDGMENT IN A CIVIL ACTION**

The court has ordered that (*check one*):

☐ the plaintiff (*name*) \_\_\_\_\_ recover from the defendant (*name*) \_\_\_\_\_ the amount of \_\_\_\_\_ dollars (\$\_\_\_), which includes prejudgment interest at the rate of \_\_\_\_ %, plus postjudgment interest at the rate of \_\_\_\_ %, along with costs.

☒ The plaintiff, Justin Tyler Herring, shall take nothing of the defendants, South Carolina Department of Corrections, Associate Warden Gary Leamon *Associate Warden of Programs in his individual capacity* and Turbeville Correctional Institute *in their official capacity as Turbeville Correctional Institution*, and this action is dismissed without prejudice.

This action was (*check one*):

☐ tried by a jury, the Honorable \_\_\_\_\_ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable \_\_\_\_\_ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable Margaret B. Seymour, Senior United States District Judge, presiding, adopting the Report and Recommendation of the Honorable Shiva V. Hodges, United States Magistrate Judge, which recommended dismissing the action.

Date: October 7, 2020

ROBIN L. BLUME, CLERK OF COURT

s/L. Baker

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*